IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

WP(C).No. 26350 of 2007(J)

PETITIONER:

THE BOARD OF MANAGEMENT OF THE UDUMBANNOOR SERVICE CO-OPERATIVE BANK LTD.NO.E.93 UDUMBANNOOR.P.O., THODUPUZHA, IDUKKI DISTRICT, REPRESENTED BY ITS PRESIDENT RAJEEV RAJAN

BY ADV. SRI.P.V.BABY
SRI.A.N.SANTHOSH

RESPONDENTS:

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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), IDUKKI

2. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), THODPUZHA

3. M.M.MATHEW MUTHUPLACKAL, UDUMBANNOOR.P.O., THODUPUZHA, IDUKKI DISTRICT

BY GOVERNMENT PLEADER (SMT. ANU SIVARAMAN)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 26350 OF 2007 J

Dated this the 7th September, 2007

JUDGMENT

Petitioner has approached this Court apprehending supersession under Section 32 of the Kerala Co-operative Societies Act. Petitioner challenges Ext4s.P1 and P5. According to petitioner, which is a Board of Management of a Co-operative Bank, the purchase of a locker referred to in Ext.P5 is only on the basis of the decision taken by the Bank where sanction is not necessary under Rule 54 of the Kerala Co-operative Societies Rules. I heard the learned Government Pleader also. On instructions, she submits that a decision on Ext.P5 will be taken only in accordance with law and further that if there is any intention to supersede under Section 32, the same will be preceded by issuance of notice and hearing, unless there arise circumstances where notice can be dispensed with. She also submits that at present there is no move to supersede under Section 32 of the Act. Recording these submissions, the Writ Petition is closed.

K. M. JOSEPH, JUDGE

kbk.